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July 19, 2005

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Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

**RE: Docket AB-33 (Sub-No. 190X), Union Pacific Railroad Company
- Abandonment Exemption - In Dunn County, WI - Petition for
Notice of Interim Trail Use**

Dear Mr. Williams:

The Union Pacific Railroad Company has received an additional request from the Wisconsin Department of Transportation on behalf of the City of Menomonie, Wisconsin for an additional extension of its Notice of Interim Trail Use pursuant to 16 U.S.C. § 1247(d) and 49 C.F.R. § 1152.29 regarding that portion of the Union Pacific's right-of-way known as the Menomonie Industrial Lead from M.P. 0.90 near Stout Oak Street to M.P. 2.90 near 12th Avenue West, a distance of 2.00 miles in Dunn County, Wisconsin. The Union Pacific is willing to continue to negotiate with the City of Menomonie concerning the acquisition of the subject property for trail use and supports the City of Menomonie's request to negotiate for an additional period of 180 days commencing on July 27, 2005. A copy of the City of Menomonie's request is attached hereto as Exhibit "A" and hereby made a part hereof.

Ten (10) additional copies of this letter and exhibit are enclosed for the Board's use and distribution.

Very truly yours,

Enclosures

cc: Allyn Lepaske, Esq.

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Mack H. Shumate, Jr.
Senior General Attorney, Law Department

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BEFORE THE
SURFACE TRANSPORTATION BOARD

AB-33 (SUB-NO. 190X)

UNION PACIFIC RAILROAD COMPANY -- ABANDONMENT EXEMPTION --
IN DUNN COUNTY, WISCONSIN

CITY OF MENOMONIE WISCONSIN
PETITION FOR EXTENSION OF
NOTICE OF INTERIM TRAIL USE

BACKGROUND

On December 23, 2002, the Union Pacific Railroad Company (UP) filed with the Surface Transportation Board (Board) a petition under 49 C.F.R 1152, Subpart F – Exempt Abandonments and Discontinuances of Service and Trackage Rights, for exempt abandonment of the Menomonie Industrial Lead from milepost 0.90 near Stout Oak Street to milepost 2.90 near 12th Avenue West, a distance of 2.00 miles in Dunn County, Wisconsin, (the “Line”). The Line traverses U.S. Postal Service ZIP code 54751.

On January 6, 2003, the Wisconsin Department of Transportation (WisDOT) on behalf of the City filed a request for a notice of interim trail use/rail banking (NITU) under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29. UP indicated its willingness to negotiate with the City for interim trail use. The Board issued a NITU under 49 C.F.R. 1152.29, which



was served on February 7, 2003, allowing the City until August 6, 2003 to negotiate a rail banking agreement with UP.

On August 11, 2003, the Wisconsin Department of Transportation (WisDOT) on behalf of the City filed a request for an extension of a notice of interim trail use/rail banking (NITU) under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29. UP indicated its willingness to negotiate with the City for interim trail use. The Board issued a NITU under 49 C.F.R. 1152.29, which was served on August 15, 2003, allowing the City until February 2, 2003 to negotiate a rail banking agreement with UP.

On January 9, 2004, the Wisconsin Department of Transportation (WisDOT) on behalf of the City filed a request for an extension of a notice of interim trail use/rail banking (NITU) under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29. UP indicated its willingness to negotiate with the City for interim trail use. The Board issued a NITU under 49 C.F.R. 1152.29, which was served on January 23, 2004, allowing the City until July 31, 2004 to negotiate a rail banking agreement with UP.

On July 21, 2004, the Wisconsin Department of Transportation (WisDOT) on behalf of the City filed a request for an extension of a notice of interim trail use/rail banking (NITU) under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29. UP indicated its willingness to negotiate with the City for interim trail use. The Board issued a NITU under 49 C.F.R. 1152.29, which was served on July 30, 2004, allowing the City until January 27, 2005 to negotiate a rail banking agreement with UP.

On January 12, 2005, the Wisconsin Department of Transportation (WisDOT) on behalf of the City filed a request for an extension of a notice of interim trail use/rail banking (NITU) under 16 U.S.C. 1247(d) and 49 C.F.R. 1152.29. UP indicated its willingness to negotiate with the City for interim trail use. The Board issued a NITU

under 49 C.F.R. 1152.29, which was served on January 26, 2005, allowing the City until July 26, 2005 to negotiate a rail banking agreement with UP.

The City and UP have had initial discussions, had some initial concerns but are now willing to continue discussions. The abandonment has not been consummated.

MOTION

Therefore, WisDOT respectfully requests that the Board extend the period prescribed to negotiate an interim trail use/rail banking agreement for an additional 180 days for the land corridor and related real property, including bridge structures, on a line of railroad known as the Menomonie Industrial Lead from milepost 0.90 near Stout Oak Street to milepost 2.90 near 12th Avenue West, a distance of 2.00 miles in Dunn County, Wisconsin, for interim trail use and rail banking, pursuant to 16 U.S.C. § 1247(d) and 49 C.F.R. § 1152.29 to the City of Menomonie.

Respectfully submitted this 7th day of July, 2005,



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